

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)
) CUID No. TN0146 (Oneida)
James Cable Partners)
)
Complaint Regarding)
Cable Programming Services Tier Rates)

ORDER

Adopted: November 16, 2001

Released: November 21, 2001

By the Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau:

1. In this Order we consider a complaint filed with the Federal Communications Commission ("Commission") against the cable programming services tier ("CPST") rates charged by the above-referenced operator ("Operator") in the community referenced above. At the time the complaint was filed, the Commission was authorized to review the CPST rates of cable systems not subject to effective competition to ensure that rates charged are not unreasonable.¹

2. Our review of the record reveals that the single complaint filed against Operator's rates was filed by a subscriber who received only the basic tier. This finding is supported by the subscriber's bill attached to the complaint which showed only a charge for a single basic tier. Therefore, the complaint does not trigger the Commission's jurisdiction. Consequently, we will dismiss the complaint.

3. Accordingly, IT IS ORDERED, pursuant to Section 0.321 of the Commission's rules, 47 C.F.R. § 0.321, that the complaint referenced herein against the CPST rates charged by Operator in the community referenced above, IS DISMISSED.

FEDERAL COMMUNICATIONS COMMISSION

Kathleen F. Costello, Acting Chief
Financial Analysis and Compliance Division
Cable Services Bureau

¹ 47 U.S.C. §543(c) (1996).